PTO/SB/21 (09-04)

APR 0 8 2005 &

TRA

PADEMAS

vork Reduction Act of 1995. po.		Approved for use through 07/31/2006. QMB 0651-0031 S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE collection of information unless it displays a valid OME control number.
NSMITTAL FORM	Application Number	10/756,878
	Fliing Date	January 13, 2004
	First Named Inventor	John Rollinger
	Art Unit	3747

Examiner Name Hieu T. Vo (to be used for all correspondence after initial filling) Attorney Docket Number 81090606 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Drawing(s) Fee Transmittal Form Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply

After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement	Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address Terminal Disclaimer Request for Refund CD, Number of CD(a) Landscape Table on CD	Proprietary Information Status Letter Other Enclosure(s) (please Identify below): 1. Issue Fee Transmittal 2. Comments on Statement of Reasons for Allowance
Certified Copy of Priority Document(s)	Remarks	
Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT							
Firm Name	Alleman Fall Macon Bussell & Tuttle LLP						
Signature (
Printed name	John D. Russell						
Date	April 8, 2005	Reg. No.	47,048				

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile bransmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name Lauren Barberena

Date April 8, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the complete application form to the USPTO. The will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

April 8, 2005

JOHN ROLLINGER and ERIC LUEHRSEN

Serial No.

10/756,878

Group Art Unit: 3661

Filed

January 13, 2004

Examiner: Hieu T. Vo

For

COMPUTER READABLE STORAGE MEDIUM AND CODE FOR

ADAPTIVELY LEARNING INFORMATION IN A DIGITAL

CONTROL

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sit:

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Applicants received a Notice of Allowance dated January 11, 2005 on the aboveidentified patent application. In the Notice, the Examiner allowed claims 1-19. The Examiner
also paraphrased applicant's claimed invention as part of the stated reasons for allowance.
Applicant agrees with the Examiner's conclusions regarding the patentability of the allowed
claims, without necessarily agreeing with or acquiescing in the Examiner's reasoning. In
particular, applicant believes that the application is allowable because the prior art fails to teach
or suggest the invention as claimed, independent of how the invention is paraphrased.

Page 1 - Comments on Statement of Reasons for Allowance Serial No. 10/756,878; Record ID 81090606

Please contact the undersigned if you have any questions or comments, or if applicant can be of any assistance in expediting issuance of the patent.

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being sent to the U.S. Patent and Trademark Office via facsimile at (703) 746-4000 on April 8, 2005.

Lauren Barberena

Respectfully submitted,

ALLEMAN HALL MCCOY RUSSELL & TUTTLE LLP

John D. Russell

Registration No. 47,048 Customer No. 36865 Attorney for Applicant 806 SW Broadway, Suite 600 Portland, Oregon 97205

Telephone: (503) 459-4141 Facsimile: (503) 459-4142

Page 2 - Comments on Statement of Reasons for Allowance Serial No. 10/756,878; Record ID 81090606